

AMENDED IN SENATE MARCH 31, 2009

SENATE BILL

No. 549

Introduced by Senator Correa

February 27, 2009

An act to ~~amend Section 7331 of~~ *add Section 7401.5 to* the Business and Professions Code, relating to barbering and cosmetology.

LEGISLATIVE COUNSEL'S DIGEST

SB 549, as amended, Correa. Barbering and cosmetology: ~~out-of-state applicants; manicurists.~~

Under existing law, the Barbering and Cosmetology Act, the State Board of Barbering and Cosmetology licenses and regulates persons engaged in the practice of barbering and cosmetology, including manicurists. Existing law requires an applicant for a manicurist license to complete an application, pass an examination, meet other requirements, and pay a specified fee. Existing law also requires an establishment in which nail care is practiced to be licensed by the board.

This bill would authorize applicants for a manicurist license, applicants for an establishment license, manicurist licensees, and establishment licensees to report language preference and ethnicity information, as specified, in initial applications for licensure and at the time of license renewal. The bill would further require the board to compile and make this information available to the public upon request. The bill would declare the intent of the Legislature in this regard.

~~Existing law, the Barbering and Cosmetology Act, provides for the licensure and regulation of the practice of barbering and cosmetology by the Board of Barbering and Cosmetology. Existing law requires the board to grant a license to practice if the applicant submits, among other~~

things, a completed application and proof of a current specified license to practice issued by another state.

~~This bill would clarify that the board has the authority to grant a license to an applicant licensed in another state.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. (a) *There is growing concern about the workplace*
2 *health and safety conditions for the nearly 114,000 manicurists*
3 *working in California.*

4 (b) *It is the intent of the Legislature to collect information on*
5 *language preference and ethnicity of establishment and manicurist*
6 *licensees practicing nail care.*

7 (c) *Collecting data on the language preference and ethnicity of*
8 *establishment and manicurist licensees will help ensure that*
9 *appropriate health and safety and health information is effectively*
10 *provided to affected licensees.*

11 SEC. 2. *Section 7401.5 is added to the Business and Professions*
12 *Code, to read:*

13 7401.5. (a) *An applicant for a manicurist license and a*
14 *manicurist licensee may report to the board, in his or her initial*
15 *application for a license and at the time of license renewal, and*
16 *the board shall collect, information regarding the applicant's and*
17 *licensee's language preference and ethnicity.*

18 (b) *An applicant for an establishment license and an*
19 *establishment licensee may report to the board, in his or her initial*
20 *application for a license and at the time of license renewal, and*
21 *the board shall collect, information regarding the applicant's and*
22 *licensee's language preference and ethnicity.*

23 (c) *The information collected by the board pursuant to this*
24 *section shall be compiled and made available to the public upon*
25 *request.*

26 ~~SECTION 1. Section 7331 of the Business and Professions~~
27 ~~Code is amended to read:~~

28 ~~7331. The board shall grant a license to practice to an applicant~~
29 ~~who is licensed in another state if the applicant submits all of the~~
30 ~~following to the board:~~

- 1 ~~(a) A completed application form and all fees required by the~~
- 2 ~~board.~~
- 3 ~~(b) Proof of a current license issued by another state to practice~~
- 4 ~~that meets all of the following requirements:~~
- 5 ~~(1) It is not revoked, suspended, or otherwise restricted.~~
- 6 ~~(2) It is in good standing.~~
- 7 ~~(3) It has been active for three of the last five years, during~~
- 8 ~~which time the applicant has not been subject to disciplinary action~~
- 9 ~~or a criminal conviction.~~

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